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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

UELIAN DE ABADIA-PEIXOTO, *et al.*,  
 Plaintiffs,  
 v.  
 UNITED STATES DEPARTMENT OF  
 HOMELAND SECURITY, *et al.*,  
 Defendants.

Case No.: 3:11-cv-4001 RS  
**CLASS ACTION**  
**DECLARATION OF CATHERINE E.  
 MORENO IN SUPPORT OF PLAINTIFFS’  
 UNOPPOSED NOTICE OF MOTION,  
 MOTION, AND MEMORANDUM OF  
 POINTS AND AUTHORITIES IN  
 SUPPORT OF PRELIMINARY APPROVAL  
 OF CLASS ACTION SETTLEMENT**  
 Date: January 23, 2014  
 Time: 1:30 p.m.  
 Judge: Honorable Richard Seeborg  
 Ctrm: 3. 17th Floor

1 I, Catherine E. Moreno, declare:

2 1. I am an attorney duly licensed to practice before this Court and one of the counsel  
3 in this action for plaintiffs Uelian De Abadia-Peixoto, Esmar Cifuentes, Pedro Nolasco Jose and  
4 Mi Lian Wei. I make this Declaration in support of Plaintiffs' Unopposed Notice of Motion,  
5 Motion, and Memorandum of Points and Authorities in Support of Preliminary Approval of  
6 Class Action Settlement. I have personal knowledge of the facts set forth herein and, if called as  
7 a witness, could and would testify competently thereto.

8 2. I am a partner at the law firm of Wilson Sonsini Goodrich & Rosati ("WSGR"),  
9 where I am a member of the firm's Pro Bono Committee.

10 3. WSGR is the premier provider of legal services to technology, life sciences, and  
11 growth enterprises worldwide, as well as the public and private capital markets that finance  
12 them. The firm's broad array of services and practice areas focuses on addressing the principal  
13 challenges faced by our clients' management, boards of directors, shareholders, and in-house  
14 counsel. We represent companies at every stage of development, from entrepreneurial start-ups  
15 to multibillion-dollar global corporations. WSGR is nationally recognized as a leader in  
16 corporate governance, public and private offerings of equity and debt securities, mergers and  
17 acquisitions, securities class action litigation, intellectual property litigation, joint ventures and  
18 strategic alliances, and technology licensing and other intellectual property transactions.

19 4. WSGR is based in Palo Alto, California and has offices in Austin, Beijing,  
20 Brussels, Georgetown (DE), Hong Kong, Los Angeles, New York, San Diego, San Francisco,  
21 Seattle, Shanghai, and Washington, D.C. WSGR has over three hundred attorneys between its  
22 San Francisco and Palo Alto offices and more than 600 worldwide.

23 5. In fiscal year 2012, our attorneys and other professionals provided approximately  
24 39,000 hours of *pro bono* legal work nationwide. Historically, the firm's services have ranged  
25 from defending an appeal of a groundbreaking \$4 million verdict against a former operative of a  
26 Chilean dictatorship to offering trademark advice to a Silicon Valley performing arts school.  
27 Recently, one of the firm's global generics partners advised the Medicines Patent Pool in its first-  
28 ever agreement with a pharmaceutical company, Gilead Sciences, to grant licenses to generic

1 drug manufacturers for HIV/AIDS medicines, which will significantly improve access to such  
 2 treatments in developing countries. Over the years, our attorneys have provided *pro bono*  
 3 assistance to approximately 250 agencies in fields such as healthcare, education, the arts, and the  
 4 environment, as well as to numerous individuals in cases involving consumer, guardianship, and  
 5 asylum issues.

6 6. WSGR has been recognized for its *pro bono* efforts with many *pro bono* awards.  
 7 The State Bar of California has honored the firm's efforts with its President's Pro Bono Service  
 8 Award (Large Firm Category), and the firm has received the Bar Association of San Francisco's  
 9 Outstanding Law Firm in Public Service Award. We also have received *pro bono* awards from  
 10 the Humane Society, Rubicon Programs, Little Kids Rock, Asian Pacific Islander Legal  
 11 Outreach, Next Door Solutions to Domestic Violence, and the San Diego Volunteer Lawyer  
 12 Program.

13 7. Regarding my experience, I received a Juris Doctor degree from Columbia  
 14 University in 2001. I am a duly licensed attorney and am admitted to practice law in the States  
 15 of California and New York.

16 8. I have practiced law for over ten years in a variety of securities and commercial  
 17 litigation matters. I have handled trials, appeals, mediations, and arbitration proceedings across  
 18 the United States, and have been involved in numerous federal court class action cases.

19 9. My colleagues and I have recorded significant time to this action. For example, I  
 20 have recorded approximately 1,081.2 hours to this action since 2009. Savith S. Iyengar, a duly-  
 21 licensed associate at WSGR who received a Juris Doctor degree from Harvard Law School in  
 22 2009, has recorded approximately 1,694.3 hours to this action since 2011. Pursuant to statutory  
 23 maximum hourly rates (adjusted for increases in the cost of living) of \$172.24, \$175.06, \$180.59,  
 24 \$184.32, and \$186.55 for 2009, 2010, 2011, 2012, and 2013 (first half) under the Equal Access  
 25 to Justice Act, as provided by the United States Court of Appeals for the Ninth Circuit, this  
 26 recorded time corresponds to a total of approximately \$508,627.56. This amount excludes time  
 27 recorded by seventeen other WSGR attorneys and twenty staff (including data analysts, reference  
 28

1 librarians and paralegals), as well as numerous filing, transportation and other costs associated  
2 with this action.

3 10. It has been and remains my general practice to keep contemporaneous records for  
4 all time billed to clients and to enter all of my time for a particular client, on a particular day, in a  
5 single entry for the client on that date. It is also my practice to include sufficient detail in my  
6 time entries to inform the client as to the nature of the services I performed for them. I followed  
7 these billing practices throughout this case. My bills reflected no more than the time actually  
8 spent, and in many cases actually reflect less time than I spent.

9 11. In negotiating the settlement of this action, the issue of fees was not negotiated  
10 until after the parties had reached an agreement in principle on the substantive aspects of the  
11 settlement.

12 12. Attached hereto as Exhibit 1 is a true and correct copy of the parties' signed  
13 settlement agreement, dated December 18, 2013.

14 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
15 knowledge. This declaration was executed on this 19th day of December, 2013, in Palo Alto,  
16 California.

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18 /s/ Catherine E. Moreno  
19 Catherine E. Moreno  
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